## ANOTHER PRISONER CONDEMNED

Rev. John McMahon, the Catholic Priest, Sentenced to be Hanged.

The Trial of Rev. Dr. Lumsden Postpen d to November 3.

FENIAN INDIGNATION IN THIS CITY.

Action of the Common Council-Meeting at Tammany Hall.

Py enident Johnson Requested to Interfere in Behalf of the Condemned.

SPECIAL TELEGRAM TO THE NEW YORK HERALD.

TORONTO, C. W., Oct. 26, 1866. rt eat in Chambers from half-past nine until ck A. M., disposing of some small trivial cases the court hundreds of people might be seen 5, and all of them reading the reports of the lonel Lynch and expressing themselves very ned with the sentence. Among the prominent of the bar present were the Solicitor General Canada, Hon. R. A. Harrison, Q. C., Hon. J. ron, Q. C., Hon. M. C. Cameron, Q. C., County McNab, Mr. Patterson, Q. C. and Mr. Kenneth y. Q. C., counsel for the American citizens,

with a dark countenance, very deep brown eyes, high forebead, full face, hair combed back and heavily tincd with gray. His lower lip seems to have t in his youth, for the lip seems to be contracted whenever he attempts to smile. He was dressed in a full suit lack cloth, with a clean white collar.
minutes after ten the Rev. Mr. Lumsde

M. C. Cameron—We are not, my Lord. I was just trying to make arrangements with my learned friend of the prosecution. I have learned from Mr. Thurston, the

ith you.

M. C. Cameron then held a short conversation of the construction of the cons

November 3.

The Rev. John McMahon was then placed in the box. Before the Clerk asked him if he was ready for his trial, his counsel, Mr. M. C. Cameron, had a consultation with him in the prisoner's box. Owing to the absence of insportant witnesses for the prosecution, the Court was kept waiting over an hour. During the delay the Clerk asked, are you ready for trial?

Prisoner—if my counsel is ready I am.

The Clerk then proceeded to call the names of the cury.

After waiting half an hour for the witness his Lordship haid it would be weil to send some person for the messeager, who was despatched for the witness. Hon. J. H. Cameron.—I have sent three messengers. His Lordsh p.—Where does the witness live?

J. H. Cameron.—In thecity, and he is a very important witness. I would rather wait until he arrive.

At ten minutes to twelve the witness was brought into becourt, when the clerk road the names of the jury, the counsel for the defence challenging one out of the wenty-tour. The clerk then proceeded to read the indictment against the prisoner on which he was arraigned and pleaded not guitty, during which the prisoner stood up, apparently deeply interested as he leaned forward Wook. A. harrison then opened the case for the

I to catch each word.

A. Harrison then opened the case for the coution in a lengthy speech, covering the same as as enumerated by the Crown counsel in the case lonel Lynch, whose trial was concluded yesterday.

THE EVIDENCE.

Graw witness for the crown was John Rose.

C. Cameron—As this witness' name is not on the of the indictment I think the prosecution cannot us him.

Witness—I live at Fort Erie; I was there the first of June; I saw the prisoner at the bar there on the first of June; le was there with the F nians, who numbered ever nine hundred men; they had arms; the prisoner had no arms; I saw him about nine in the morning; he was dressed in black; I saw him in the village of Fort Erie; the Fenians marched through the village (they halted near my bouse, within sixty feet of it. I saw the prisoner after they had taken breakfast; I don't know there the prisoner had breakfast; I don't know there the prisoner had breakfast; I don't know there they prisoner had breakfast; I don't know the march they left their values behind, when this genileman, now a presoner, ordered them to take up their values and said. "The boys may want them, for we don't know how long we might be in Canada;" they picked up the values and followed the main body; this was about nne o'clock; they came up before seven; I then saw him on Saturday after the fight at Fort Erie between a portion of our volusteers and the Fenians; can't say how many were killed or wounded, at the Fenians took me prisoner; they landed on Friday; I saw the prisoner on Saturday; he was then examining a wounded Fenian; saw the prisoner on Saunday, while he was taken prisoner by our volunteers; the English government and the United States were at peace on the lat of June.

(Tree-examined by M. C. Cameron.—Passengers can come from the United States by a ferry at the upper crossing, I was the prisoner on Friday; he had a value of his own; did not see the prisoner in the lat ontil this week; the men had galisses and guns; the prisoner on Friday; he was the prisoner on Friday; he was on Friday.

By R. Harrison—Are you quite positive of it? Witness—I zm.

the woods, but did not say the number; he said that there were four Fenians killed at Fort Eric, and that Colonel Halley had received three bails in the brust; when the prisoner was arrested he told my there was no list of the Fenian company found on him, which we wanted; there were some pistol shot of his own and some slags that he had picked up a Ridgeway; some wafers unconsecrated, and some edit in a small bettle, and that he had not arms and was not Fenian.

The next witness was William Crump—I live in Toronto; I havy seen the presoner at the bar before; I saw him in the jai; he made a voluntary statement; he said he came over with the Fenians to dress their wounds and asked me if I recognized him.

Cross examined:—I think that was about all; I went in to see if I could recognize him and to benefit my country, and to satisfy my cariosite; I am a loyal man and an Englishman; I am loyal to her Maiesty; I can positively swear that I never went there by any legat

that the Catnowner dying.

men's words when dying.

show that statement is untrue. You remember that statement is untrue. You remember will adence of Mr. Cromp. What man of common sense will give his evidence any credence, and more especially to be given him by you. Remember the pisoner's statements to Mr. Crump as he stated it to you. Do you think that the prisoner would have told Mr. Crump that he came here to dress ine wounds of those Fenans when you know the information would be used against him. We know the prisoner's own declaration, and we know he has stated that he was on his way to Montreal. That is a true statem nt of what was his position. I would call a true statem nt of what was his position. I would call a true statem nt of what was his position. I would call that one hundred guitty prisoners. the words of one of the witnessee that the prisoner was on he way to Mentreal, through Fort Eric, where those evil disposed persons were camped. The counsel then read the second count of the indic ment, in which it is stated that the prisoner was associated with Feniana, in which the learned g ntlemm took exceptions. In the third count the only ovidence we find is that be was on the 2d of June attending the wounded as a minister. They say he was in the company of the Fenians Mr. New says he was in the company of the Fenians Mr. New says he was fown in the camp several it mes and speke to General O'Neil. If he was placed in that box would you say he was engaged in levying war on her Majesty's dominions? Mr. Milligan says he treated the Fenians and drank with them. Is that a reason we must think that the prisoner is guilty of making war on our lady the Queen? If under ordinary circumstances the prisoner was charred with murder, would you bring it in borne against him for the evidence? It appeal to you if the prisoner at the bar is a man prepared to take the life of any man or of attacking any of the Majesty's subjects. I ask from you to give the benefit of every reasonable doubt that may arise. I say that you must consider the amount of doubts, and I am very well as are that his lordship will ask you to give the prisoner the benefit of any doubts that you may have, fifteren may be truth in the evidence, but if you have any evidence which you think is doubtful give the prisoner the benefit of the doubt.

IMMANKS OF THE COUNTED THE ITEMSCRIPTION.

the, charge made by his Lordship, which his Lordship

At five minutes to six o'clock the jury entered and tool heir seals, when the Clerk proceeded to call their names Clerk—Gentlemen of the jury, have you agreed or

## THE FENIANS IN THIS CITY.

mon Conneil Thereon Letter from the Mayor to the President of the United States Tam-many Hall Sends a Committee to Confer with President Johnson, &c.

INFORMATION AND RES

The seventh grand annual ball of the Fenian Brother hood, in aid of the families of the Irish State prisoners, was held last evening at the National Guards' Hail. The attendance was large. The amount of the proceeds will be sent direct to Ireland.

## SHIPPING NEWS.

BARK IMPERATURE CHARLOTTE (Fr.), Ligos Orleans, with cotton and tobacco, of and shore on the Quicksands Marquies, but are off with loss of snohor and chain. No of

BRIG HYDRA, Nichols, from Wilmington, NC, for Hawas towed into Nassau 13th inst by two chooners with pars, sails, &c.

SCHR FLORDNER H ALLEN, et Galveston 16th inst. had lost sinuall and main boom, and was leaking budly. Scun Swax, Mitchell, lying south side of Fortune Island,

s-Tower uninjured; outbuildings and whar

FATAL. Sept 18—In port brig Julia, Dimmick, for New Bedford I days.

Haltrax, N8, Oct 24—Arr brigs A F L, Landry, Nvork:
26th. Martha, Guinon, do; sehr Billow, Fougere, de.

Kassat. NP, Oct 13—Arr bark A M Falmer, Skolfeld, Havans for Turks Islands, in distress: brigs Hydra, Nichols, Wilmington, NC, for Havana, in distress: Grace Worthington, Dusant, Nyork for Belize, Hon, do; 18th. bark John Curtis, Sylvester, do for Turks Islands, do; schr Fearl, Tresca, New Orleans.

FASSANYER, Aug 31—In port ship Ocean Rover, Willcomb, for Boston, ldg.

Quennstown, Oct 25—Arr etcamship City of New York, Leitch, Nyork for Liverpool and proceeded).

Stankar, Oct 5—In port brigs Athumn, Pulnifer, for Boston neat day; Alice Tarfren, Connor, for de 10 days; Bounding Billow, Dexier, from Boston, just arr; Blanche, from doding.

NT TROMAS, Oct 13—In port ship Rising Sun, Orr, from Liv.

The first character districts of the second control of the second

EDWARD D. BASSFORD'S Great Housekeepers Bar him, Glass and Crockery Emporium, Cooper Inst

A POSITIVE FACT. THAT DALLEY'S GALVANIO Biratins, Bruisee, Nail Pricks and Ottor. As a hoof one nent is is invaluable, 50 cents. Depot 40 coar street, New York.

A BSOLUTE DIVORCE OFTAINED, IN ANY STATE
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divorce to obtained. Consultation free.
GEORGE LINCOLN, Lawyer 30 Nassau street, N. Y.

ART ASSOCIATION. THE SPLENDID CHROMO-ENGRAVING FROM CRO P. SEY'S GREAT PICTURE.

"THE AMERICAN AUTUMN" AS JUST BEEN COMPLETED, AND WILL SPEEDILY IN ORDER TO KEEP PACE WITH THE LARGE AND

CONSTANT DEMAND FOR ENGRAVINGS, A NEW AND PINE PLATE BEARD'S "WESTWARD! HO," HAS JUST BEEN ADDED TO THE LIST. CERTIFICATES PIVE DOLLARS.

THE REMAINING SHARES GOING OFF VERY RAPIDLY. APPLICATION FOR THE UNSOLD CERTIFICATES

SHOULD AT ONCE BE MADE. THE PAINTINGS OFFERED AS PRIZES THE GRANDEST COLLECTION OF LEGITIMATELS

AMERICAN WORKS OF ART EVER PRE-SENTED BY ANY ART ASSO. CIATION TO THEIR SUBSCRIBERS.

THE CROSBY OPERA HOUSE, ACTUAL VALUE \$600,000, PIRST GREAT PREMIUM.

BIERSTADT'S "YO SEMITE VALLEY," CROPSEY'S "AMERICAN AUTUMN,"

WORTH \$6,000, on in Philadelphia. SCHUSSELE'S "WASHINGTON IRVING." WORTH \$5,000.

HART'S "WOGDS IN AUTUMN," WORTH \$5,000, on exhibition in New York. CONSTANT MEYER'S "RECOGNITION.

BEARD'S "DEER ON THE PRAIRIE," WORTH \$4,000, GIGOUY'S "ALPINE SCENERY."

WORTH \$8,000,